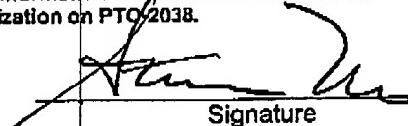


**BEST AVAILABLE COPY THIS PAGE BLANK (USPTO)**

Aug-08-2005 11:42am From-MOTOROLA

18475763533

T-977 P.004/013 F-833

<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number <b>CE08051R</b>	
<b>RECEIVED</b>			
<p>I hereby certify that this correspondence is transmitted by facsimile to "Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450" on: August 8m 2005</p> <p>Signature</p> <hr/> <p>Typed or printed name <u>Nanette Orr</u></p>	In re Application of	David T. Chen <b>CENTRAL FAX CENTER</b>	
	Application Number	09/447,400	AUG 08 2005
	Filed	November 22, 1999	
	For	LOAD BALANCING METHOD IN A COMMUNICATION NETWORK	
	Art Group	2141	
Examiner	Shingles, K.		
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.			
The fee for this Notice of Appeal is (37 CFR 1.17(b))		\$ <u>500.00</u>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____			
<input type="checkbox"/> A check in the amount of the fee is enclosed.			
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.			
<input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a Fee Transmittal in duplicate.			
<input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any over payment to Deposit Account Number <b>502117</b> . I have enclosed a Fee Transmittal in duplicate.			
<input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.			
<b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.			
I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96)			
 <b>RECEIVED</b> <b>DO/PE/IAP</b> <u>Steven A. May</u> Typed or printed name			
<input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>44,912</u>			
<input type="checkbox"/> Attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a).			
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.			
<input checked="" type="checkbox"/> * Total of <u>1</u> forms are submitted.			

This collection of information is required by 37 CFR 1.91. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

08/10/2005 LWN0NDM1 00000048 502117  
09447400  
500.00 DR  
01 FC:14